Kenneth H. Brown (CA Bar No. 100396)

PACHULSKI STANG ZIEHL & JONES LLP Attorneys Atlaw San Francisco, California

May 10, 2019 EDWARD J. EMMONS, CLERK U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA

Entered on Docket



1 Miriam Manning (CA BAR NO. 178584) PACHULSKI STANG ZIEHL & JONES LLP
The following constitutes the order of the Court. 2 Signed: May 10, 2019 3 San Francisco, CA 94111-4500 Telephone: 415/263-7000 4 Facsimile: 415/263-7010 E-mail: kbrown@pszjlaw.com mmanning@pszjlaw.com 5 U.S. Bankruptcy Judge 6 Tyler J. Bexley - Admitted Pro Hac Vice REESE MARKETOS LLP 7 750 N. Saint Paul St., Suite 600 Dallas, TX 75201 Telephone: 214/382-9810 8 E-mail: tyler.bexley@rm-firm.com 9 Attorneys for CoEfficient, LLC, and TelEfficient, LLC; aka TeleSwitch Finance, LLC 10 Alleged Debtors 11 UNITED STATES BANKRUPTCY COURT 12 NORTHERN DISTRICT OF CALIFORNIA 13 OAKLAND DIVISION 14 15 Case No.: 4:18-bk-41932 In re: 16 Chapter 7 COEFFICIENT, LLC, 17 Alleged Debtor. 18 19 Case No. 4:18-bk-41933 In re: 20 Chapter 7 TELEFFICIENT, LLC; aka TELESWITCH 21 ORDER PARTIALLY GRANTING FINANCE, LLC, ALLEGED DEBTORS' MOTION FOR FEES AND COSTS PURSUANT TO 22 Alleged Debtor. BANKRUPTCY CODE SECTION 303(i) 23 [NO HEARING DATE SET] 24 On March 27, 2019, the Court held a hearing on the Alleged Debtors' Motion to for Fees and 25 Costs Pursuant to Bankruptcy Code section 303(i)¹ ("Motion") filed by CoEfficient, LLC and 26 TelEfficient, LLC (the "Alleged Debtors"). The Court has considered, the briefs and declarations 27 28

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filed in support and in opposition to the on Motion, the arguments presented by counsel for the parties at the hearing, and the Court finding good cause and for the reasons set forth on the record on May 8, 2019 grants the Motion, in part, as follows:

IT IS HEREBY ORDERED THAT

- 1. Genband Management Services Corporation ("GENBAND") shall pay \$133,297.75 to the Alleged Debtors within 30 days of the entry of this order. This amount is attributable as follows:
 - a. \$45,177 representing 50% of the total fees incurred by the Alleged Debtors in seeking dismissal of the involuntary petitions under Bankruptcy Code section 303;
 - \$54,429 representing all of the fees incurred by the Alleged Debtors in seeking dismissal of the involuntary petition under Bankruptcy Code section 305;
 - c. \$32,887.50 representing a portion of the fees sought by the Alleged Debtors in connection with the Motion; and
 - d. \$804.25 attributable to the Alleged Debtors' costs.
 - e. The Court reserves jurisdiction to enforce and interpret the terms of this

 Order, including, to award additional attorneys' fees and costs in the event

 Genband appeals this order.

Approved as to form:

Dated: May 10, 2019 FINESTONE HAYES LLP

By: <u>/s/ Jennifer C. Hayes</u> Jennifer C. Hayes

Attorneys for Genband Management Services Corporation

* * * END OF ORDER * *

COURT SERVICE LIST